

**Amendment Under 37 C.F.R. § 1.116
Expedited Procedure – Art Unit 1617**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ARTERBURN *et al.*

Appl. No.: 10/672,077

Filed: September 29, 2003

For: **Improved Glycemic Control for
Prediabetes and/or Diabetes Type
II Using Docosahexaenoic Acid**

Confirmation No.: 4735

Art Unit: 1617

Examiner: Kim, Jennifer M.

Atty. Docket: 2715.0350001/JUK/SMW/SH

Amendment and Reply Under 37 C.F.R. § 1.116

Mail Stop AF

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated December 30, 2009, Applicants submit the following Amendment and Remarks.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks and Arguments begin on page 6 of this paper.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.